



**FARJAMI & FARJAMI LLP**  
AN INTELLECTUAL PROPERTY LAW FIRM

[www.farjami.com](http://www.farjami.com)

RECEIVED  
CENTRAL FAX CENTER  
OCT 04 2004

26522 La Alameda Avenue, Suite 360  
Mission Viejo, California 92691  
tel: (949) 282-1000  
fax: (949) 282-1002

**FACSIMILE TRANSMISSION COVER SHEET**

Date: October 1, 2004

To: United States Patent and Trademark Office  
Examiner: Michael N. Opsasnick; Art Unit: 2655

Fax: (703) 872-9306

Re: Application Serial No.: 09/663,662  
Filing Date: 9/15/2000; First Named Inventor: Yang Gao  
Attorney Docket No.: 01CON357P

From: Farjami & Farjami LLP

Number of pages including the cover sheet: 20

Message:

Enclosed please find the Amendment and Response to the Non-Final Office Action dated September 2, 2004.

Thank you.

REC.  
10-4-04  
CFC

The documents accompanying this facsimile contain PRIVILEGED AND CONFIDENTIAL information intended only for use of the individual or entity named above. If you are not the intended recipient, disclosure, copying, distribution or use of the contents of this facsimile information is prohibited. If you have received this facsimile in error, please immediately notify us by telephone and return the original facsimile to us at the above address via U.S. Postal Service. We will reimburse you for all expenses incurred.

ULT 04 2004

PTO/SB/21 (08-03)

Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paper Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL  
FORM**

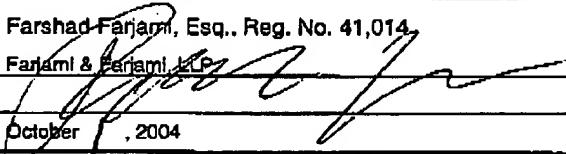
(To be used for all correspondence after initial filing)

|  |    |                        |                      |
|--|----|------------------------|----------------------|
|  |    | Application Number     | 09/663,662           |
|  |    | Filing Date            | 9/15/2000            |
|  |    | First Named Inventor   | Yang Gao             |
|  |    | Examiner Name          | Michael N. Opsasnick |
|  |    | Art Unit               | 2655                 |
| Total Number of Pages in This Submission | 19 | Attorney Docket Number | 01CON357P            |

**ENCLOSURES (check all that apply)**

|  |  |  |
|--|--|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input checked="" type="checkbox"/> Amendment / Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Response to Missing Parts/ Incomplete Application<br><input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation<br><input type="checkbox"/> Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____<br><input type="checkbox"/> Remarks | <input type="checkbox"/> After Allowance communication to Group<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input type="checkbox"/> Other Enclosure(s) (please identify below): |
|--|--|--|

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

|                         |   |
|-------------------------|---|
| Firm or Individual name | Farshad Farjami, Esq., Reg. No. 41,014,<br>Farjami & Farjami, LLP                   |
| Signature               |  |
| Date                    | October , 2004  |

**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this correspondence is being filed by facsimile transmission to United States Patent and Trademark Office at facsimile number 703-872-9306 on the date shown below.

|                      |   |      |                  |
|----------------------|---|------|------------------|
| Type or printed name | Lesley Lam  |      |                  |
| Signature            |  | Date | October / , 2004 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-8189 (1-800-766-9199) and select option 2.

PTO/SB/17 (10-03)

Approved for use through 07/31/2008. OMB 0651-0032  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant Claims small entity status. See 37 CFR 1.27TOTAL AMOUNT OF PAYMENT (\$)  
**(3) 0.00**

## Complete if Known

|                      |                      |
|----------------------|----------------------|
| Application Number   | 09/663,662           |
| Filing Date          | 9/15/2000            |
| First Named Inventor | Yang Gao             |
| Examiner Name        | Michael N. Opsasnick |
| Art Unit             | 2655                 |
| Attorney Docket No.  | 01CON357P            |

## METHOD OF PAYMENT (check all that apply)

 Check  Credit card  Money Order  Other  None Deposit Account**50-0731**Deposit Account Number  
Deposit Account Name

Farjami &amp; Farjami, LLP.

The Director is authorized to: (check all that apply)

- Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s) or any underpayment of fee(s)  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity Small Entity

| Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description        | Fee Paid |
|----------|----------|----------|----------|------------------------|----------|
| 1001     | 770      | 2001     | 385      | Utility filing fee     |          |
| 1002     | 340      | 2002     | 170      | Design filing fee      |          |
| 1003     | 530      | 2003     | 265      | Plant filing fee       |          |
| 1004     | 770      | 2004     | 385      | Reissue filing fee     |          |
| 1005     | 160      | 2005     | 80       | Provisional filing fee |          |

**SUBTOTAL (1) (\$)**

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

| Total Claims       | -20*  | Extra Claims | Fees from below | Fee Paid |
|--------------------|-------|--------------|-----------------|----------|
| Independent Claims | -20*  | X            | =               |          |
| Multiple Dependent | - 3** | X            | =               |          |

| Large Entity | Small Entity | Fee Description |     |   |
|--------------|--------------|-----------------|-----|---|
| Fee Code     | Fee (\$)     | Fee Code        |     |   |
| 1202         | 18           | 2202            | 9   | Claims in excess of 20                                    |
| 1201         | 88           | 2201            | 43  | Independent claims in excess of 3                         |
| 1203         | 290          | 2203            | 145 | Multiple dependent claim, if not paid                     |
| 1204         | 88           | 2204            | 43  | **Reissue independent claims over original patent         |
| 1205         | 18           | 2205            | 9   | **Reissue claims in excess of 20 and over original patent |

**SUBTOTAL (2) (\$)**

\*\* or number previously paid, if greater; For Reissues, see above

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

**SUBTOTAL (3) (\$)**

Complete if applicable

|                   |                       |                                      |        |           |               |
|-------------------|-----------------------|--------------------------------------|--------|-----------|---------------|
| Name (Print/Type) | Farshad Farjami, Esq. | Registration No.<br>(Attorney/Agent) | 41,014 | Telephone | (949)282-1000 |
| Signature         |                       |                                      |        |           | Date 10/11/04 |

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/17 (10-03)

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# FEE TRANSMITTAL for FY 2004

Effective: 10/01/2003. Patent fees are subject to annual revision.

 Applicant Claims small entity status. See 37 CFR 1.27TOTAL AMOUNT OF PAYMENT (\$)  
**0.00**

## Complete if Known

|                      |                      |
|----------------------|----------------------|
| Application Number   | 09/663,662           |
| Filing Date          | 9/15/2000            |
| First Named Inventor | Yang Gao             |
| Examiner Name        | Michael N. Opsasnick |
| Art Unit             | 2855                 |
| Attorney Docket No.  | 01CON357P            |

## METHOD OF PAYMENT (check all that apply)

 Check  Credit card  Money Order  Other  None Deposit Account

|                        |                         |
|------------------------|-------------------------|
| Deposit Account Number | 50-0731                 |
| Deposit Account Name   | Farjami & Farjami, LLP. |

The Director is authorized to: (check all that apply)

- Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s) or any underpayment of fee(s)  
 Charge fee(s) indicated below, except for the filing fee  
 to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

| Large Entity | Small Entity | Fee Description                | Fee Paid |
|--------------|--------------|--------------------------------|----------|
| 1001         | 770          | 2001 385 Utility filing fee    |          |
| 1002         | 340          | 2002 170 Design filing fee     |          |
| 1003         | 530          | 2003 265 Plant filing fee      |          |
| 1004         | 770          | 2004 385 Reissue filing fee    |          |
| 1005         | 180          | 2005 60 Provisional filing fee |          |

## SUBTOTAL (1) (\$)

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

| Total Claims | Independent Claims | Extra Claims | Fee from below | Fee Paid |
|--------------|--------------------|--------------|----------------|----------|
|              |                    | -20*         | =              |          |
|              |                    | - 3** =      | =              |          |

## Multiple Dependent

| Large Entity | Small Entity | Fee Description  | Fee Paid |
|--------------|--------------|--|----------|
| 1202         | 18           | 2202 9 Claims in excess of 20                                    |          |
| 1201         | 86           | 2201 43 Independent claims in excess of 3                        |          |
| 1203         | 280          | 2203 145 Multiple dependent claim, if not paid                   |          |
| 1204         | 86           | 2204 43 **Reissue independent claims over original patent        |          |
| 1205         | 18           | 2205 9 **Reissue claims in excess of 20 and over original patent |          |

## SUBTOTAL (2) (\$)

\*\* or number previously paid, if greater. For Reissues, see above

| 3. ADDITIONAL FEES |               | Fee Description |   | Fee Paid |
|--------------------|---------------|-----------------|---|----------|
| Fee Code (\$)      | Fee Code (\$) | Fee Code (\$)   | Fee Description   |          |
| 1051               | 130           | 2051            | 65 Surcharge - late filing fee or oath  |          |
| 1052               | 50            | 2052            | 25 Surcharge - late provisional filing fee or cover sheet                     |          |
| 1053               | 130           | 1053            | 130 Non-English specification   |          |
| 1812               | 2,520         | 1812            | 2,520 For filing a request for ex parte reexamination                         |          |
| 1804               | 820*          | 1804            | 820* Requesting publication of SIR prior to Examiner action                   |          |
| 1805               | 1,840*        | 1805            | 1,840* Requesting publication of SIR after Examiner action                    |          |
| 1251               | 110           | 2251            | 55 Extension for reply within first month                                     |          |
| 1252               | 420           | 2252            | 210 Extension for reply within second month                                   |          |
| 1253               | 950           | 2253            | 475 Extension for reply within third month                                    |          |
| 1254               | 1,480         | 2254            | 740 Extension for reply within fourth month                                   |          |
| 1255               | 2,010         | 2255            | 1,005 Extension for reply within fifth month                                  |          |
| 1401               | 330           | 2401            | 165 Notice of Appeal  |          |
| 1402               | 330           | 2402            | 165 Filing a brief in support of an appeal                                    |          |
| 1403               | 290           | 2403            | 145 Request for oral hearing  |          |
| 1451               | 1,510         | 1451            | 1,510 Petition to institute a public use proceeding                           |          |
| 1452               | 110           | 2452            | 55 Petition to revive - unavoidable   |          |
| 1453               | 1,330         | 2453            | 865 Petition to revive - unintentional  |          |
| 1601               | 1,330         | 2501            | 665 Utility issue fee (or reissue)  |          |
| 1502               | 480           | 2502            | 240 Design issue fee  |          |
| 1503               | 840           | 2503            | 320 Plant issue fee   |          |
| 1480               | 130           | 1480            | 130 Petitions to the Commissioner   |          |
| 1807               | 50            | 1807            | 50 Processing fee under 37 CFR 1.17(q)  |          |
| 1806               | 180           | 1806            | 180 Submission of Information Disclosure Stmt                                 |          |
| 8021               | 40            | 8021            | 40 Recording each patent assignment per property (times number of properties) |          |
|                    |               |                 | Filing a submission after final rejection (37 CFR 1.129(a))                   |          |
| 1809               | 770           | 2809            | 385 For each additional invention to be examined (37 CFR 1.129(b))            |          |
| 1810               | 770           | 2810            | 385 Request for Continued Examination (RCE)                                   |          |
| 1801               | 770           | 2801            | 385 Request for Expedited examination of a design application                 |          |
| 1802               | 900           | 1802            | 900   |          |

## Other fee (specify)

\*Reduced by Basic Filing Fee Paid

## SUBTOTAL (3) (\$)

| SUBMITTED BY      |                       | Complete if applicable             |               |
|-------------------|-----------------------|------------------------------------|---------------|
| Name (Print/Type) | Farshad Farjami, Esq. | Registration No.<br>Attorney/Agent | 41,014        |
| Signature         |                       | Telephone                          | (949)282-1000 |

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete. Including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-8199 and select option 2.